

Mark D. Kemple (State Bar No. 145219)  
 Ashley Farrell (State Bar No. 271825)  
 GREENBERG TRAURIG, LLP  
 1840 Century Park East, Suite 1900  
 Los Angeles, CA 90067-2121  
 Tel: (310) 586-7700  
 Fax: (310) 586-7800  
 Email: kemplem@gtlaw.com  
 Email farrella@gtlaw.com

Attorneys for Defendants Crunch LLC,  
 New Evolution Ventures, LLC and  
 New Evolution Fitness, LLC

Omel A. Nieve, SBN 134444  
 nieves@huntortmann.com  
 Katherine J. Odenbreit, SBN 184619  
 odenbreit@huntortmann.com  
 Alison C. Gibbs, SBN 257526  
 gibbs@huntortmann.com  
 HUNT ORTMANN PALFFY  
 NIEVES DARLING & MAH INC.  
 301 North Lake Avenue, 7th Floor  
 Pasadena, CA 91101-1807  
 Phone: (626) 440-5200 Fax: (626) 796-0107

Attorneys for Plaintiff Osabemi-Ye Adedapoidle-Tyehimba

**UNITED STATES DISTRICT COURT**

**NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION**

OSABEMI-YE ADEDAPOIDLE-TYEHIMBA,  
 individually, and on behalf of all others similarly  
 situated,

Plaintiff,

vs.

CRUNCH LLC, a Delaware limited liability  
 company; NEW EVOLUTION VENTURES,  
 LLC, a Delaware limited liability company; and  
 NEW EVOLUTION FITNESS COMPANY,  
 LCC, a Delaware limited liability company; and  
 DOES 1-100, inclusive,

Defendants.

CASE NO. CV 13-00225 SI

The Honorable Susan Illston

**STIPULATION TO CONTINUE CASE  
 MANAGEMENT CONFERENCE AND  
 HEARING OF DEFENDANTS' MOTION  
 TO STAY AND MOTION TO  
 DISMISS/STRIKE PLAINTIFF'S FIRST  
 AMENDED COMPLAINT**

Date: April 26, 2013  
 Time: 9:00 a.m.  
 Place: Courtroom 10

**Proposed Date: May 10, 2013**

STIPULATION TO CONTINUE CASE MANAGEMENT CONFERENCE AND HEARING OF  
 MOTION TO STAY AND MOTION TO DISMISS/STRIKE FIRST AMENDED COMPLAINT

1 WHEREAS, the Case Management Conference and hearing of Defendant Crunch LLCs' Motion  
2 to Stay and Defendants' Motion to Dismiss/Strike Plaintiff's First Amended Complaint was continued  
3 on the Court's own motion from April 19, 2013 to April 26, 2013; and

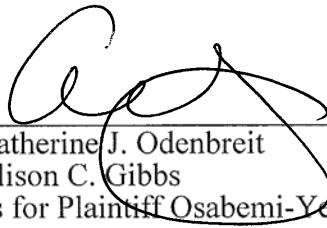
4 WHEREAS, the parties have a conflict on April 26, 2012 and other available Court dates prior to  
5 May 10, 2013 and cannot attend the Case Management Conference and hearing in person or  
6 telephonically, and the Court has confirmed that it is available on May 10, 2013 at 9:00 a.m.;

7 IT IS HEREBY STIPULATED AND AGREED by and between the parties, through their  
8 respective counsel, that, with approval of the Court, the hearing date for the Case Management  
9 Conference and hearing of Defendant Crunch LLCs' Motion to Stay and Defendants' Motion to  
10 Dismiss/Strike Plaintiff's First Amended Complaint is continued from April 26, 2013 to May 10, 2013  
11 at 9:00 a.m.

12  
13 DATED: April 15, 2013

HUNT ORTMANN PALFFY NIEVES DARLING &  
MAH INC.

14  
15  
16 By


  
Katherine J. Odenbreit  
Alison C. Gibbs

Attorneys for Plaintiff Osabemi-Ye Adedapoidle-  
Tyehimba

17  
18  
19  
20 DATED: April 15, 2013

GREENBERG TRAURIG, LLP

21  
22 By

  
Mark D. Kemple  
Ashley M. Farrell

Attorneys for Defendants Crunch LLC, New Evolution  
Ventures, LLC and New Evolution Fitness, LLC

23  
24  
25 ///

26 ///

27 ///

28 ///

ORDER

Pursuant to the above Stipulation by the parties, the Case Management Conference and hearing on Defendant Crunch LLCs' Motion to Stay and Defendants' Motion to Dismiss/Strike Plaintiff's First Amended Complaint is continued from April 26, 2013 to May 10, 2013 at 9:00 a.m. in Courtroom 10. The initial case management conference will be set 5/10/13 at 2:30 p.m.

Dated, 4/16, 2013



THE HONORABLE SUSAN ILLSTON